

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**

In re Application of

Makoto IWASHIMA, et al.

Application No.: 10/808,557

Filed: March 25, 2004



Customer Number: 20277

Confirmation Number: 4774

Tech Center Art Unit: 2838

Examiner: Samuel BERHANU

For: BATTERY PACK MALFUNCTION DETECTION APPARATUS AND BATTERY
PACK MALFUNCTION DETECTION METHOD

NOTICE OF APPEAL
FROM THE PRIMARY EXAMINER TO THE BOARD OF APPEALS

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants hereby appeal to the Board of Appeals from the decision dated January 12, 2007 of the Primary Examiner finally rejecting claims 8 and 9.

Appeal Fee: \$500.00

- Not required (fee paid in prior appeal in this application).
 Charge to Deposit Account No. 500417.
 Check Enclosed.

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 500417 and please credit any excess fees to such deposit account.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP

Bernard P. Codd
 Bernard P. Codd 07-13-2007 DEMMANU1 00000107 500417 10808557
 01 FC:1401 500.00 DA
 Registration No. 46,429

600 13th Street, N.W.
 Washington, DC 20005-3096
 Phone: 202.756.8000 BPC:kap
 Facsimile: 202.756.8087
 Date: July 12, 2007

Please recognize our Customer No. 20277
 as our correspondence address.